App F IX 4

Preserve

1934-5

Previous References

(ML

File No 240-34

Serial Nos. 1, 2

PRESERVED

Letter References

ML 70-35
Sec M-12
ML 119-41-235
Dep 522/44

GENERAL AND REVENUE SECRETARIAT

ML 40-46 (183, 184)

Serial Nos 2

Part B for June 35

SUBJECT

Rules re election of Vice President of Town and Minor Municipal Councils.

Sl 2) no L 8265 of 29 5-35

WD 03607—G1 B—22 500—2 8-35

The Competent, Singapore Gazette

Notifies the ———

SP
15 + 35

Extract from the notes in
the file No 6785
ml 62-33-160 dtd 19.
re Election V/P
for Tyamagondlu mcl

Serial No

1 The Deputy Commissioner's opinion may perhaps be accepted and the draft notification approved

Intld A S R
21/6

Dev Secy)

2 For remarks

Intld L V
21/6

Law Secy)

A S R
25/6

3 The rules for the election of Vice Presidents to Minor Municipal Councls do not provide any elaborate proceedure for voting by ballot The fact therefore that the ballot papers given at the second round are not marked with the seal of the council as in the first round and that they are not written up as to be absolutely indistinguishable one from the other, cannot be such material irregularities as to vitiate the election The other grounds of objection raised are not in any way tenable and I therefore agree that the Deputy Commr's opinion may be accepted and Mr Veerarna notified as being duly elected Vice President

Dev Secy) Intld N R J 2/7/34

Second Member) L V 2/7/34

N R J 3/7

A S R 4/7

4 I agree

5 If any subsidiary rules are found necessary, they may be framed to avoid such irregularities - this may be taken up separately

Intld S P R
6/7

L V 6/7

A R 6/7

WD 0434—GPS 1 000—12 10 83

Rules re Election of vice Presidents - of Town Panchayat Rules

File No | of 193 | General and Revenue Secretariat

Serial No

May the draft issue now?

7 The question of framing subsidiary rules will be taken up separately as directed above

Yes
A S R

G R R A V
7/7/34 7/7

8 Issue

A S R 7/7

1974

Y A set of draft rules intended to remedy the defects brought to notice in the conduct of meetings for election of vice Presidents of Town Panchayats in the State as Subs for consideration

10 May will, if approved, be got typed

Sran
10/11/34 M 12/11/34

11 Are there no other points on which the rules require amendment? Was no defect in the rules noticed in the Guntur case? [illegible]

12/11

12 The file relating to the election of the vice President of the Gudur Panchayat as put up the points on which the validity of that election was contested are set forth in the D.C.S. order (Preamble) - Flag Q There is no point there on which the election rules

ml 46-34-73

General and Revenue Secretariat | File No | of 193

Serial No

require to be modified The only point as
about the mode of serving of notice about which
there is provision - clear 3 clear days - under
Sec 16 2 of the same Municipalities regulates

13 The Tyamagondlu & Holenarasipur
cases may be taken as typical
examples wherein the directions of modifying
the rules are suggested The most
important relates to the question of voting
by ballot for which provision made
in the draft rules

14 One of the objections urged in
Holenarasipur case is that no tellers
were appointed to count the votes
Considering the fact that the total
No of Councillors would be about 20 or
15 it is hardly necessary for tellers
to be appointed for the purpose The
power is given to the presiding authority
himself (vide draft rule 6)

15 In the case of Jagalur muni-
cipality it was recently reported
vice President who was elected but the
election was not reported to the Govt
Govt or notified in the Gazette was to

NOTE—Contn Sheet.

WD 70—GBPM—60 000—13 8 31

Rules - re Election of Vice Presidents - of Jam & Kmr States

File No | of 193 | General and Revenue Secretariat

over charge of that office the four existing rules - do not contain any provision as to when the Vice President could take charge, although in practice it is done only after the election is actually notified in the Gazette with a view to make the position clear, a specific rule as in the case of President & VPs of Delhi Durbar is suggested directing that the V.P. shall take over his duties after his name is notified

Instances have recently come to notice wherein some Dcs have passed orders themselves after enquiry into petitions objecting to the validity of election of a particular candidate as VP that this a circular will be separately issued after these rules are approved

17 Refer para 11 re draft rules framed seem to meet all the defects which have come to notice so far

18 The Dy Secy directed that provision may also be made in the rules for Govt rectifying the mistake or irregularities after Returning Officers such as those brought to notice in the Tripura Vice President Election case Please put up the connected file & make an addn to the Draft

19 He also directed that the amendments to the Election Rules, giving Commissioner reserving power to Govt to interfere upon orders in cases like those in Assam Vaidyanathan may also be put up, so that the two files may be considered together

18/11/84 19/11/84 etc 14/11

Serial No

6233-43,114 193 194

90 The file relating to the Triplicane Vice Presidents election is put up. It is found therein that, consequent on the procedure adopted by the Presiding authority, not declaring the result of the election then & there, the election became infructuous and a re-election was ordered.

It is submitted in this connection that at the time this election was held, the detailed procedure for voting at the election was not prescribed and now it has been definitely laid down in the draft rules now framed. Rule 7 definitely states that any voting paper which contains the signature of any of the voting Councillors or on which the mark (×) is placed against more than one name or in an ambiguous manner shall be invalid. The fact is that in case of Triplicane the mark was placed in ambiguous manner and this caused a doubt in the minds of the Presiding authority and the Councillors. A draft rule suggested below for consideration as directed above is added as rule 11 (b) in case the election becomes infructuous owing to the non-completion

NOTE—Contn Sheet

WD 01955—GPB—22 500—12 6-34

Rules re Election of Vice Presidents of Town Municipalities

1934 / 1937

File No | of 193 | General and Revenue Secretariat

pursuance of
the rules 5, 6, 7 supra by the Presiding
authority, it shall be open to Govt on
the application of the approved candidate for empowered
to order that he shall be deemed to have
been elected as Vice President or may order
a re-election"

2. The Law section may also be consulted
as to whether in view of the draft rule
11 & 12 it is still necessary to have
a rule as above. In case there are two
candidates, the validity is sure to be
contested by the defeated candidate & the case
would come under rule 11 & 12
vide Referee para 18

Typ Lee & C
22/11/34

TYPING & CTC
4 45pm
22 NOV 1934
GENL & REV SECTT

20/11/34 20/11/34

24 The draft may be got typed
and resubd
21/11

25 The draft as typed & subd

23/11/34 22/11/34

26 I have suggested an addition
to Rule 1 so as to make it clear that
the election shall be held at a special
meeting of the Mun Council

27 It is also made clear in Rule 5 that
the voting shall be by ballot

28 The new rule suggested at A above
is slightly altered and inserted as Rule 13
in the draft

31 r 1834
P

1974

General and Revenue Secretariat | File No | of 193 | [App F III–2

Serial No

2 7 94
28 11 34

2) In the existing rule 1 A, the Scope of clause (11) re the other disqualifications of the candidate is not clear ~~and seems~~ and seems difficult to say whether the disqualifications refer to those operating in the case of one's candidature to the place of a Councillor and if so, whether a candidate for the Vice President's place who is found to be disqualified should cease to be a Councillor The rule has perhaps to be modified or omitted altogether

3) Further the Law Secretary may be consulted on the proposed amendments in the draft.

Dy Secy) 27/11

3) Asst Secy Law Secy 28/11

28/11

Now that there two separate Regulations for Town & Municipal Matters it is for consideration if the rule may not be issued separately under the respective enabling Sections of the two Regs

28/11

142

Law

29/11

4) Rules for regulating the Conduct of election of Vice Presidents of Town and Municipal Councils have to be issued separately under the enabling provisions of sec 23 (4) and 10 (4) of the Town and Municipalities Regns respectively

3) Rule 13 proposed seems to be unnecessary since it naturally affects the interests of the prospective Candidates and thus gives room for unnecessary

NOTE—Contn Sheet

WD 01955—GPB—22 500—12 6-34

Rules re Election of Vice 3.01
- Registers of Town + Town rules
1974.

File No | of 193 | General and Revenue Secretariat

14 The other amendments proposed seem to be in order
To 30/11.

35 Instead of amending the existing rules issued under the old M. Regn, new set of consolidated rules have been issued separately under the Town & Municipalities Regn of 1933. The draft may be suitably revised & put up for further legal scrutiny

Asst Secy Hg
with Comps

DSP
31/12 Please put up separate drafts
36 Asst 31/12

T S WC
PC Type 3 copies of the draft finally as draft marked one for Town & another for municipalities & a copy
Sent 31/12/34
AM

Two separate drafts are put up
Sent 6/12/34 AP/6/12 38 Asst Secy, Law with Comps
Asst 7/12

15 Rule 1A may be numbered as 2 the other rules renumbered accordingly

16 In Rule 1A, it is said that no person may be a candidate if he is otherwise disqualified - what these disqualifications are, is not clear - This rule needs amplification - If the disqualifications are those

TYPING SECTION GOVT. OF MADRAS 5 DEC 1934

mentioned as sec 12 of the Town Mlts Act, then the person cannot be a councillor at all & therefore cannot be a candidate even without this rule -

4 | Rule 11 (re-numbered) gives no power to Govt to set aside an apparently illegal election in the absence of an election petition - As it is drafted, it becomes obligatory for Govt to notify the name of the person declared elected under rule 9 -

4 The scope of rule 14 is not clear — When an election becomes impeachable, how can Govt declare on the application of the aggrieved party that he was elected -

4 3 The rules prescribed for minor mlts are the same as those prescribed for towns - Whether any more simplified rules would be sufficient for minor mlts may also be considered -

U O No P106 of 34 dt 31 12 34

Dy No 627 of 34-35 dt 2 1 1935

4 4 Forwarded with compts to the Govt advocate for favour of further remarks, if any

29 IX 34

Dy No 90/34-35 dt 4 2 1935

4 5 I have no remarks to offer — The file is returned with Compliments

2 2 35

NOTE—Contn Sheet

WP 0434—GPB—15000—12-10-33

USSI-Secy, Govt with compts

4/2/35

P Please put up the file re the Rule 14A of election rules making [illegible]

Rules re Election of Vice Presidents of
14/11/34 Town Municipalities

NL File No of 1934-35 General and Revenue Secretariat

Serial No

47 The ml fls 207-97-SS 1&2 & 136-81-SS 1&3 are putup the Madras rules are flagged B.
48 Refer para 46 supra

for 9/2/35 NV 9/2 49 The Draft rules are for orders with reference to legal opinion in paras 39 to 43 supra

50 Clause (i) of Rule 2 as renumbered maybe omitted altogether The ptr relating to the introduction of the rule about the qualification of Candidates does not show why clause (ii) re Other Disqualifications was inserted The object of framing a rule there was to keep out persons who have been removed previously from the Office of President or Vice President for misconduct, and there has been provided for in clause (i) of the rule No purpose seems to be served by retaining clause (ii) & and on the other hand its retention may lead to different interpretations as to its scope

57 Rule 11 is based on Rule 7A of the rules relating to the election of the Presidents & Vice Presidents of D.B.s It may remain as it is When Govt find, as a result of an enquiry on an election petn, that the election has been illegal they may declare the election to be invalid under Rule 13 later on

52 Rule 14 The retention or otherwise of this rule is for orders

4976/1912

As regards Town Halls the same rules as proposed may be made Simplification may mean leaving some matter in doubt

Dr Dr Secy

Mr 15/2

3 Please speak to me about the rules 13 & 14

Serial No

54 The Advocate General has suggested some changes being made in Rules 11 & 14

55 These were shown to the Devadhikaris who said that the said rules as altered may be typed or duplicated

56

Pages 2 to 56 are got typed afresh & the 55 sets thereof lithographed for consideration

14/3/35

Devadhikaris 14/3.

57 Matter adjourned

OFFICE OF T F A
SECOND MEMBER OF COUNCIL
15 MAR 1935
No 5767

58 Shall be glad the Devadhikaris to facilitate comparison, have the new portions changes on the draft properly marked

1/4

59-71

Necessary amendments in pencil have been made in the foregoing draft rules to distinguish the existing rules from the

NOTE—Continue on sheet

File No.. of 193 9—35 General and Revenue Secretariat.

Dept Secy) Asst 16/4

Secretary) MM 16/4

6244/16/4

May be approved

SM 26/4

6787/25/4

May the Draft issue?

Dept Secy) Asst 26/4

MM Secy Gazette MM 27/4

6403/27/4

Under Mysore Gazette No 28264 Dt 22/29 S 35 notifies the rules for regulating the election of the vice President of a Town Mul Cl in the State

The Computer Mysore Gazette No R 28265 Dated 22/29 S 35 notifies the rules for regulating the election of the vice President of a Town Mul Cl in the State

B

21 MAY 1935 GENL & REV SECTT

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 8264 / Rul 245-34-1

Dated Bangalore 22nd May 27 193 S.

OFFICIAL MEMORANDUM

NOTIFICATION

In exercise of the powers vested in them by and under Section 93(4) of the Mysore Town Municipalities Regulation, 1933 and in supersession of the existing rules on the subject, Government are pleased to issue the following rules for regulating the election of the Vice-President of a Town Municipal Council in the State.

1 The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than -

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice-President;

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice-President becomes vacant otherwise; and

(c) two months from the order setting aside the election under Rule 13 infra.

Provided that at least fifteen days' notice of every such meeting shall be given during the said period of one or two months, as the case may be, by the President or in his absence by the Chief Executive Officer of the Municipal Council.

2. No person may be a candidate if he has at any time been removed from the office of President or Vice-President for misconduct in the discharge of his duties.

3. Every candidate shall be nominated after the issue of such notice by at least two non-officials

in the following form which shall be sent to the President or in his absence, to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting -

Town Municipality of .. ..

We, the undersigned, nominate .. .. as a candidate for the office of Vice President at the election to be held on the . .. . day of 193

Dated . .....

Signed

(-) at 12

Signed

4 The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election

5. The councillors present, shall, if the President be absent, select for the purpose of presiding at the meeting one from among themselves who is not a candidate

6 (1) The voting shall be by ballot

(2) If there is only one duly nominated candidate, there shall be no ballot and he shall be deemed to have been elected.

(3) If there are two or more candidates the votes of the councillors present at the meeting shall be taken.

7. Every councillor wishing to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed or typed or written in English or Kannada in the following form:-

	Name	Vote
1.		
2.		
3.		
4		

The voter shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions, besides recording the same in the minutes of the proceedings of the meeting

(i) If there are only two candidates, the one who secures the larger number of votes shall be considered to have been elected

(ii) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again. If there is an equality of votes among all the candidates, or if two or more candidates lowest on the list have obtained an equal number of votes, the Presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left, when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates, the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected.

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (X) is placed against more than one name or is in ambiguous

manner shall be invalid

9 Immediately after the meeting, the presiding authority shall report the name of the person elected as Vice-President to the Government through the Deputy Commissioner along with the minutes of the Proceedings of the meeting and the names of the councillors present at them

10 (1) The presiding authority shall then seal up the ballot papers, whether counted or rejected and note on each packet, the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under rule 13 infra

(3) The packet shall be retained in safe custody in the Municipal Office for three months and shall then, unless otherwise directed, be destroyed

11. Save in cases in which there are reasons to believe that the election has not been duly held and further enquiry is necessary, the Government shall publish in the official Gazette the name of the elected candidate who can thereupon enter on his duties as Vice-President

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

13. Upon receipt of such petition, an enquiry into the validity of such objection shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner, shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring

NOTIFICATION

No L 8264—Ml 245 34 1 dated Bangalore 22nd—29th May 1935

In exercise of the powers vested in them by and under Section 23 (4) of the Mysore Town Municipalities Regulation 1933 and in supersession of the existing rules on the subject Government are pleased to issue the following rules for regulating the election of the Vice President of a Town Municipal Council in the State

1 The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than—

(*a*) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice President

(*b*) two months from the date of occurrence of the vacancy when the office of an elected Vice President becomes vacant otherwise and

(*c*) two months from the order setting aside the election under rule 13 *infra*

Provided that at least fifteen days notice of every such meeting shall be given during the said period of one or two months as the case may be by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 No person may be a candidate if he has at any time been removed from the office of President or Vice President for misconduct in the discharge of his duties

3 Every candidate shall be nominated after the issue of such notice by at least two non official councillors in the following form which shall be sent to the President or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting —

Town Municipality of

We the undersigned nominate as a candidate for the office of Vice President at the election to be held on the day of 193

Dated

Signed

Signed

4 The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election

5 The councillors present shall if the President be absent select for the purpose of presiding at the meeting one from among themselves who is not a candidate

6 (1) The voting shall be by ballot

(2) If there is only one duly nominated candidate there shall be no ballot and he shall be deemed to have been elected

(3) If there are two or more candidates the votes of the councillors present at the meeting shall be taken

7 Every councillor wishing to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed or typed or written in English or Kannada in the following form —

	Name	*Vote*
1		
2		
3		
4		

The voter shall then proceed to the place set apart for the purpose and there place a mark (x) against the name of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions, besides record

ing the same in the minutes of the proceedings of the meeting —

(*i*) If there are only two candidates the one who secures the larger number of votes shall be considered to have been elected

(*ii*) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again If there is an equality of votes among all the candidates or if two or more candidates lowest on the list have obtained an equal number of votes the presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (x) is placed against more than one name or in an ambiguous manner shall be invalid

9 Immediately after the meeting the presiding authority shall report the name of the person elected as Vice President to the Government through the Deputy Commissioner along with the minutes of the proceedings of the meeting and the names of the councillors present

10 (1) The presiding authority shall then seal up the ballot papers whether counted or rejected and note on each packet the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under rule 13 *infra*

(3) The packet shall be retained in safe custody in the Municipal Office for three months and shall then unless otherwise directed be destroyed

11 Save in cases in which there are reasons to believe that the election has not been duly held and further

enquiry is necessary the Government shall publish in the Official Gazette the name of the elected candidate who can thereupon enter on his duties as Vice President

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

13 Upon receipt of such petition an enquiry into the validity or such objection shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

14 In cases excepted under rule 11 above Government may on enquiry either direct a re election to be held or condone the irregularity and declare the result of the election already held

By Order

M VENKATANARANAPPA
Secretary to Government
Development Department

L 8264 B 29-5-35
ML 245-34-1

2 : 25

Notification

In exercise of the powers vested in them by and under Section 23 (4) of the Mysore Town Municipalities Regulation, 1933 -- -- and in supersession of the existing rules on the subject, Government are - pleased to issue the following rules for regulating the election of ~~the~~ The Vice President of ~~the~~ a Town Municipal Council in the State -

1. The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of th meeting shall not be later than-

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice President,

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice-President becomes vacant otherwise, and

(c) two months from the order setting asid the election under rule 12 infra

Provided that at least fifteen days' notice of every such meeting shall be given during the said period of one or two months, as the case may be, by the President or in his absence by the Chief Executive Officer of the Municipal Council

2. No person may be a candidate if he has at any time been removed from the office of President or Vice-President for misconduct in the discharge of his duties; or

Existing (Rule 1 A (1) clause (11) is omitted as brought under

3. Every candidate shall be nominated after the issue of such notice by at least two non-official councillors in the following form which shall be sent to the President or in his absence, to the Chief Executive officer of the Municipal Council at least seven days before the date fixed for the meeting :-

Existing (Rule 2)

Municipality of ....

We, the undersigned, nominate ..... as a candidate for the office of Vice-President at the election to be held o the ..... day of 193

Dated.. ... .

Signed... . .. .

Signed . .. .

4. The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election.

Existing (Rule 3)

5 The councillors present, shall, if the President be absent, select for th purpose of presiding at the meeting one from among themselves, who is not a candidate.

Existing (Rule 4)

6 (1) The voting shall be by ballot.

(2) If there is only one duly nominated candidate, there shall be no ballot and he shall be deemed to have been elected.

(3) If there are two or more candidates, the votes of the councillors present at the meeting shall be taken.

7 Every Councillor wishing to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed or typed or written in English ~~and~~ or Kannada in the following form -

	Name	Vote
1		
2		
3.		
4.		

The Voter shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein b t not extracted therefrom without the box being opened. The presiding authority shall then open the box and count

the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions, besides recording the same in the minutes of the proceedings of the meeting -

(i) If there are only two candidates, the one who secures the larger number of votes shall be considered to have been elected.

New rule

(ii) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again. If there is an equality of votes among all the candidates, or if two or more candidates lowest on the list have obtained an equal number of votes, the presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated. The elimination shall be repeated until two candidates only are left, when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates, the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected

8. Any voting paper which contains the signature of any of the voting councillors or on which the mark (X) is placed against more than one name or in an ambiguous manner shall be invalid.

new rule

9. Immediately after the meeting, the presiding authority shall report the name of the person elected as Vice-President to the Government through the Deputy Commissioner, along with the minutes of the proceedings of the meeting and the names of the councillors present.

existing rule 6 modified

10. (1) The Presiding authority shall then seal up the ballot papers, whether counted or rejected and note on each packet, the number of papers it contains and the election to which it relates.

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under rule 12 infra

new rule 9

(3) The packet shall be retained in safe custody in the Municipal Office for three months and shall then, unless otherwise directed, be destroyed.

11. Save in cases in which there are reasons to believe ~~that~~ that the election has not been duly held and further enquiry is necessary, the Government shall publish in the official Gazette the name of the

elected

elected candidate who can thereupon enter on his duties as Vice-President.

Existing rule

12. The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election.

» rule 8

13. Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner shall report the proceedings together with his opinion to Government. It will thereupon be open to Government to pass orders declaring the election to be invalid.

New rule

14. In cases excepted under rule 11 above, Government may, on enquiry, either direct a re-election to be held or condone the irregularity and declare the result of the election already held.

By order,

Nov 14/> Secretary to Government,
Development Department.

To

The Compiler, Mysore Gazette, for publication and supply of 25 copies to each of the Deputy Commissioners of Districts and 200 copies to the Secretariat.

Memo

Copy of the above is forwarded with compliments to the Deputy Commissioners of Districts for information and guidance

By order,

Secretary to Govt,
Development Deptts

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L8264
Rul245-34-1

Dated Bangalore 22nd May 193 5.
29

OFFICIAL MEMORANDUM

NOTIFICATION.

In exercise of the powers vested in them by and under Section 23(4) of the Mysore Town Municipalities Regulation, 1933 and in supersession of the existing rules on the subject, Government are pleased to issue the following rules for regulating the election of the Vice-President of a Town Municipal Council in the ~~subject~~ state:-

1. The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than -

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice-President;

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice-President becomes vacant, otherwise; and

(c) two months from the order setting aside the election under Rule 13 infra

Provided that at least fifteen days' notice of every such meeting shall be given during the said period of one or two months, as the case may be, by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 No person may be a candidate if he has at any time been removed from the office of President or Vice-President for misconduct in the discharge of his duties

3. Every candidate shall be nominated after the issue of such notice by at least two non-official councillors

in the following form which shall be sent to the President or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting -

The Municipality of

We, the undersigned, nominate . as a candidate for the office of Vice President at the election to be held on th day of 193

Dated

Signed

Signed .

4 The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election

5. The councillors present, shall, if the President be absent, select for the purpose of presiding at the meeting one from among themselves, who is not a candidate

6 (1) The voting shall be by ballot

(2) If there is only one duly nominated candidate, there shall be no ballot and he shall be deemed to have been elected.

(3) If there are two or more candidates the votes of the councillors present at the meeting shall be taken.

7 Every councillor wishing to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed or written in English or Kannada in the following form -

	Name	Vote
1.		
2.		
3.		
4		

The voter shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of the candidate for whom he wishes to vote. He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions, besides recording the same in the minutes of the proceedings of the meeting:-

(i) If there are only two candidates, the one who secures the larger number of votes shall be considered to have been elected

(ii) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again If there is an equality of votes among all the candidates, or if two or more candidates lowest on the list have obtained an equal number of votes the Presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left, when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates, the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (X) is placed against more than one name or in an ambiguous

manner shall be invalid

9 Immediately after the meeting the presiding authority shall report the name of the person elected as Vice-President to the Government through the Deputy Commissioner, along with the minutes of the Proceedings of the meeting and the names of the councillors present

10 (1) The presiding authority shall then seal up the ballot papers whether counted or rejected and note on each packet the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under rule 13 infra

(3), The packet shall be retained in safe custody in the Municipal Office for three months and shall then, unless otherwise directed, be destroyed

11 Save in cases in which there are a reasons to believe that the election has not been duly held and further enquiry is necessary the Government shall publish in the official Gazette the name of the elected candidate who can thereupon enter on his duties as Vice-President.

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

13. Upon receipt of such petition, an enquiry into the validity of such objection shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner, shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring

8/29-5-35

the election to be valid.

14 In cases excused under rule 11 above, Government may on enquiry, either direct a re-election to be held or condone the irregularity and declare the result of the election already held.

By Order,
A Venkata Rao
Secretary to Government,
Development Department

To

The Compiler, Fort St. George Gazette for publication in Part IV of the Gazette and supply of 25 copies to each of the Deputy Commissioners of Districts and 60 copies to the Secretariat.

/F.V/10

NOTIFICATION

No L 8265—Ml 24 34 2 dated 22nd—29th May 1935

In exercise of the powers vested in them by and under Sections 10 (4) and 106 (2) (b) of the Mysore Minor Municipalities Regulation 1933 and in supersession of the existing rules on the subject Government are pleased to issue the following rules for regulating the election of the Vice President of a Minor Municipal Council in the State —

1 The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than –

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice President

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice President becomes vacant otherwise or

(c) two months from the order setting aside the election under Rule 13 *infra*

Provided that at least fifteen days notice of every such meeting shall be given during the said period of one or two months as the case may be by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 No person may be a candidate if he has at any time been removed from the office of President or Vice President for misconduct in the discharge of his duties

3 Every candidate shall be nominated after the issue of such notice by at least two non official councillors in the following form which shall be sent to the President or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting —

Minor Municipality of

We the undersigned nominate as a candidate for the office of Vice President at the election to be held on the day of 193

Dated

Signed

Signed

4 The names of candidates shall be notified at the Municipal office at least five days before the day fixed for holding the election

5 The councillors present shall if the President be absent select for the purpose of presiding at the meeting one from among them elves who is not a candidate

6 (a) The voting shall be by ballot

(2) If there is only one duly nominated candidate there shall be no ballot and shall be deemed to have been elected

(3) If there are two or more candidates the votes of the councillors present at the meeting shall be taken

7 Every Councillor wishing to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed or typed or written in English or Kannada in the following form —

	Name	*Vote*
1		
2		
3		
4		

The voter shall then proceed to the place set apart for the purpose and there place a mark (x) against the name of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions besides recording

the same in the minutes of the proceedings of the meeting —

(i) If there are only two candidates the one who secures the larger number of votes shall be considered to have been elected

(ii) If there are more than two candidates the one obtains the fewest votes shall be eliminated and the votes taken again If there is an equality of votes among all the candidates or if two or more candidates lowest on the list have obtained an equal number of votes the presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (x) is placed against more than one name or in an ambiguous manner hall be invalid

9 Immediately after the meeting the presiding authority shall report the name of the person elected a Vice President to the Government through the Deputy Commissioner along with the minutes of the proceed ings of the meeting and the names of the councillors present

10 (1) The presiding authority shall then seal up the ballot papers whether counted or rejected and note on each packet the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appoint d by him under Rule 13 *infra*

(3) The packet shall be retained in safe custody in the Municipal Office for three months and shall then unless otherwise directed be destroyed

11 Save in cases in which there are reasons to believe that the election has not been duly held and further

enquiry is necessary the Government shall publish in the *Official Gazette* the name of the elected candidate who can thereupon enter on his duties as Vice President

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

13 Upon receipt of such petition an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

14 In cases excepted under Rule 11 above Government may on enquiry either direct a re election to be held or condone the irregularity and declare the resul of the election already held

By Order

M VENKATARANAPPA
Secretary to Government
Development Department

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Ml 245-34-2

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Notification

In exercise of the powers vested in them by and under Sections 10 (4) and 106(2) (b) of the Mysore Minor Municipalities Regulation, 1933 and in supersession of the existin rules on the subject Government are - pleased to issue the following rules for regulating the election of ~~the~~ The Vice President of ~~the~~ Minor Municipal Council in the State -

1 The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than-

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice President,

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice-President becomes vacant otherwise ~~and~~ or

(c) two months from the order setting aside the election under rule 12 infra

Provided that at least fifteen days' notice of every such meeting shall be given during the said period of one or two months, as the case may be by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 o person may be a candidate if he has at any time been removed from the office of President or Vice-President for misconduct in the discharge of his duties.

This is the existing Rule 1 A (1) clause (1) of this rule is omitted as being unnecessary.

3 Every candidate shall be nominated after the issue of such notice by at least two non-official councillors in the following form which shall be sent to the President or in his absence, to the Chief Executive officer of the Municipal Council at least seven days before the date fixed for the meeting -

Executive Rule 2

Municipality of

We, the undersigned, nominate as a candidate for the office of Vice-President at the election to be held on the day of 193

Dated

Signed

Signed

4 The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election

Executive (Rule 3)

5 The councillors present shall if the President be absent select for the purpose of presiding at the meeting one from among themselves who is not a candidate

Executive (Rule 4)

new rule

6) ~~8~~ (1) The voting shall be by ballot

(2) If there is only one duly nominated candidate there shall be no ballot and he shall be deemed to have been elected

(3) If there are two or more candidates the votes of the councillors present at the meeting shall be taken

new rule

7 ~~8~~ Every Councillor wishing to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed or typed or written in English ~~and~~ Kannada in the following form -

	Name	Vote
1		
2		
3		
4		

The Voter shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count

the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions besides recording the same in the minutes of the proceedings of the meeting -

(i) If there are only two candidates the one who secures the larger number of votes shall be considered to have been elected

(ii) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again If there is an equality of votes among all the candidates or if two or more candidates lowest on the list have obtained an equal number of votes, the presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected

next rule

new rule

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (X) is placed against more than one name or in an ambiguous manner shall be invalid

Existing rule 6 modified

9 Immediately after the meeting the presiding authority shall report the name of the person elected as Vice-President to the Government through the Deputy Commissioner along with the minutes of the proceedings of the meeting and the names of the councillors present

new rules

10 (1) The Presiding authority shall then seal up the ballot papers whether counted or rejected and note on each packet the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under rule 12 infra

(3) The packets shall be retained in safe custody in the Municipal Office for three months and shall then unless otherwise directed be destroyed

11 Save in cases in which there are reasons to believe that ~~the~~ the election has not been duly held and further enquiry is necessary the Government shall publish in the official Gazette the name of the elected

elected candidate no can thereupon enter on his duties as Vice-President

Existing rule 7

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

» rule 8

13 Upon receipt of such petition an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

New rule

14 In cases excepted under rule 11 above, Government may, on enquiry either direct a re-election to be held or condone the irregularity and declare the result of the election already held

By order

14/3 Secretary to Government
Development Department

To

The Compiler Mysore Gazette for publication and supply of 25 copies to each of the Deputy Commissioners of Districts and 200 copies to the Secretariat

r t o

Memo

Copy of the above is forwarded with compliments to the Deputy Commissioners of Districts for information and guidance

By order

Secretary to Govt
Development Deptts

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L8265
Rul 245-34-2

General and Revenue Secretariat

Dated Bangalore 22nd ~~March~~ May *1938*
29

NOTIFICATION

In exercise of the powers vested in them by and under Sections 10(4) and 106(2) (b) of the Mysore Minor Municipalities Regulation, 1933, and in supersession of the existing rules on the subject, Government are pleased to issue the following rules for regulating the election of the Vice-President of a minor Municipal Council in the State:-

1 The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than -

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice-President,

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice-President becomes vacant otherwise, or

(c) two months from the order setting aside the election under rule 13 infra

Provided that at least fifteen days' notice of every such meeting ~~xx~~ shall be given during the said period of one or two months, as the case may be, by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 No person may be a candidate if he has at any time been removed from the office of ~~xxx~~ President or Vice-President for misconduct in the discharge of ~~xxx~~ duties

3 Every candidate shall be nominated after the issue of such notice by at least two non-official councillors in the following form which shall be sent to the President

or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting -

Municipality of

We the undersigned nominate as a candidate for the office of Vice-President at the election to be held on the day of 193

Dated

Signed

Signed

4 The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election

5 The councillors present shall if the President be absent select for the purpose of presiding at the meeting one from among themselves who is not a candidate

6 (1) The voting shall be by ballot

(2) If there is only one duly nominated candidate, there shall be no ballot and he shall be deemed to have been elected

(3) If there are two or more candidates the votes of the Councillors present at the meeting shall be taken

7 Every Councillor within to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed, or typed or written in English or Kannada in the following form:-

	Name	Vote
1		
2		
3		
4		

The voter shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of

of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions, besides recording the same in the minutes of the proceedings of the meeting -

(i) If there are only two candidates, the one who secures the large- number of votes shall be considered to have been elected

(ii) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again If there is an equality of votes among all the candidates, or if two or more candidates lowest on the list have obtained an equal number of votes the presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left, when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates, the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected.

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (X) is placed against more than one name or in an ambiguous manner shall be invalid

Immediately after the meeting, the presiding authority shall report the name of the person elected as Vice-President to the Government, through the Deputy Commissioner

along with the minutes of the proceedings of the meeting and the names of the Councillors present

10. (1) The presiding authority shall then seal up the ballot papers, whether counted or rejected and note on each packet, the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under Rule 13 infra

(3) The packet shall be retained in safe custody in the Municipal Office for three months and shall then, unless otherwise directed, be destroyed

11 Save in cases in which there are reasons to believe that the election has not been duly held and further enquiry is necessary, the Government shall publish in the official Gazette the name of the elected candidate who can thereupon enter on his duties as Vice-President

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

13 Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

14 In cases excepted under Rule 11 above, Government may, on enquiry either direct a re-election to be held or condone the irregularity and declare the result of the election already held.

already held

By order

B Venkata Rao

Secretary to Government
Development Department

To

The Compiler Mysore Gazette for publication in Part IV of the Gazette and supply five hundred copies to each of the Deputy Commissioners of Districts and 200 copies to the Secretariat

/true/

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L8265
Rel 245-34-2

General and Revenue Secretariat

Dated Bangalore 22nd ~~March~~ May 193 5
29

NOTIFICATION

In exercise of the powers vested in them by and under Sections 10(4) and 106(2) (b) of the Mysore Minor Municipalities Regulation, 1933, and in supersession of the existing rules on the subject, Government are pleased to issue the following rules for regulating the election of the Vice-President of a minor Municipal Council in the State:-

1 The election shall take place at a special meeting of the Municipal Council convened for the purpose and the date of the meeting shall not be later than -

(a) one month from the date of the resolution of the Municipal Council expressing its desire to have a Vice-President;

(b) two months from the date of occurrence of the vacancy when the office of an elected Vice-President becomes vacant otherwise, or

(c) two months from the order setting aside the election under rule 13 infra.

Provided that at least fifteen days' notice of every such meeting ~~xx~~ shall be given during the said period of one or two months, as the case may be, by the President or in his absence by the Chief Executive Officer of the Municipal Council

2 No person may be a candidate if he has at any time been removed from the office of ~~xxx~~ President or Vice-President for misconduct in the discharge of ~~xxx~~ duties.

3 Every candidate shall be nominated after the issue of such notice by at least two non-official councillors in the following form which shall be sent to the President

or in his absence to the Chief Executive Officer of the Municipal Council at least seven days before the date fixed for the meeting -

We Municipality of

we the undersigned nominate as a candidate for the office of Vice-President at the election to be held on the day of 193

Dated

Signed

Signed

4 The names of candidates shall be notified at the municipal office at least five days before the day fixed for holding the election

5 The councillors present, shall, if the President be absent select for the purpose of presiding at the meeting one from among themselves who is not a candidate

6 (1) The voting shall be by ballot

(2) If there is only one duly nominated candidate, there shall be no ballot and he shall be deemed to have been elected

(3) If there are two or more candidates the votes of the Councillors present at the meeting shall be taken

7 Every Councillor voting to vote shall be supplied with a voting paper bearing the seal of the Municipal Council on which the names of all the candidates shall be printed, or typed or written in English or Kannada in the following form -

	Name	Vote
1		
2		
3		
4		

The voter shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of

of the candidate for whom he wishes to vote He shall then fold up the voting paper so as to conceal his vote and deposit the same in the ballot box placed in the view of the presiding authority and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened The presiding authority shall then open the box and count the votes in the presence of the councillors and declare the result of the election in accordance with the following instructions, besides recording the same in the minutes of the proceedings of the meeting:-

(i) If there are only two candidates, the one who secures the larger number of votes shall be considered to have been elected

(ii) If there are more than two candidates the one who obtains the fewest votes shall be eliminated and the votes taken again If there is an equality of votes among all the candidates or if two or more candidates lowest on the list have obtained an equal number of votes, the presiding authority shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated The elimination shall be repeated until two candidates only are left, when votes shall be taken for the last time and the candidate who secures the larger number of votes shall be considered to have been elected In the event of there being an equality of votes at the final stage between the two remaining candidates, the presiding authority shall draw lots in the presence of the councillors and the person whose name is first drawn shall be considered to have been elected.

8 Any voting paper which contains the signature of any of the voting councillors or on which the mark (X) is placed against more than one name or in an ambiguous manner shall be invalid

9 Immediately after the meeting, the presiding authority shall report the name of the person elected as Vice-President to the Government, through the Deputy Commissioner,

along with the minutes of the proceedings of the meeting and the names of the Councillors present

10 (1) The presiding authority shall then seal up the ballot papers, whether counted or rejected and note on each packet, the number of papers it contains and the election to which it relates

(2) These packets shall not be opened and their contents shall not be inspected or produced except under the orders of the Deputy Commissioner or of an officer appointed by him under Rule 13 infra

(3) The packet shall be retained in safe custody in the Municipal Office for three months and shall then, unless otherwise directed, be destroyed

11 Save in cases in which there are reasons to believe that the election has not been duly held and further enquiry is necessary the Government shall publish in the official Gazette the name of the elected candidate who can thereupon enter on his duties as Vice-President

12 The validity of the election may be contested by a petition signed by at least three councillors and filed before the Deputy Commissioner within seven days from the date of the election and shall allege specific grounds for setting aside the election

13 Upon receipt of such petition, an enquiry into the validity of such objection or objections shall be held by the Deputy Commissioner or other officer appointed by him for the purpose and upon the conclusion of the enquiry, the Deputy Commissioner shall report the proceedings together with his opinion to Government It will thereupon be open to Government to pass orders declaring the election to be invalid

14 In cases excepted under Rule 11 above, Government may, on enquiry, either direct a re-election to be held or condone the irregularity and declare the result of the election already held

the election to be invalid.

14. In cases exempted under Rule 11 above, Government may, on enquiry either direct a re-election to be held or condone the irregularity and declare the result of the election already held

By Order,

B Venkata Rao

for Secretary to Government

for Development Department

To

The Compiler Mysore Gazetteer for publication in Part IV of the Gazette and supply of 25 copies to each of the Deputy Commissioners of Districts and 200 copies to the Secretariat

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